

These minutes were approved at the 8/16/10 City Council meeting with no changes.

CITY OF WEST CHICAGO – 475 Main Street

CITY COUNCIL MINUTES

Regular Meeting

August 2, 2010

1. Call to Order. Mayor Michael B. Kwasman called the meeting to order at 7:00 pm.

2. Pledge of Allegiance to the Flag. Alderman Connelly led all in the pledge of allegiance.

3. Invocation. The City Clerk gave the invocation.

4. Roll Call and Establishment of a Quorum. Roll call found Aldermen Lori J. Chassee, James E. Beifuss, Jr., H. Ronald Monroe, James Smith, Russell Radkiewicz, Ruben Pineda, Sandy Dimas, Alan Murphy, John C. Smith, Nanette B. Connelly, Rebecca Stout, Nicholas Dzierzanowski, and Matt Fuesting present. Alderman Joey Gianforte was absent. The Mayor announced a quorum.

City Clerk Nancy M. Smith and City Treasurer Donald F. Earley were also present. .

Also in attendance were City Attorney Mary E. Dickson, City Administrator Michael L. Guttman, and Community Development Director Joanne Kalchbrenner.

5. Public Participation. The following persons spoke during public participation:

1) John Kruser, CableCom, Channel 17, announced the following new programs: Tuesday and Thursday at 6:30 pm, *Park District Profile* (a new edition) and at 7:00 pm, *Let's Dance* (put together by Rebecca Tulloch and senior citizens); Wednesday and Friday at 7:00 pm, *Paper Crafting Trends* and at 7:30 pm, *IRM-TV (Illinois Railway Museum TV)*.

2) City Treasurer Don Earley congratulated the West Chicago Park District for the excellent production of *Annie* put on this past week-end.

3) Len Mahony, 229 E. Washington Street, West Chicago, spoke in favor of Educare. He visited the Educare in Chicago and was impressed with the facility and all people involved.

4) David Scheck, 27W051 Walz Drive, Wheaton, (part of District 33 and District 94), said he was also in favor of Educare as this is a chance for more children to excel. He said parents should be held accountable and they will be with Educare. He is a tax accountant and said this is not a matter of if we pay taxes, but how those taxes are used. He said the return to the community would be twenty and forty percent.

5) Theresa Hawley, Educare of West DuPage, 1373 E. Gartner Road, Naperville, thanked the council for all the work they have put into this project. She said there is a fairly complex agreement put together with private and public funding. The tax money spent will, in the long run, provide a great return for the community.

6) Dave Barry, 900 Poplar Lane, Bartlett, said he heard the arguments a few weeks ago in the council chamber. He quoted someone who said early education will afford more success in school and the work place.

7) Miguel Hernandez, West Chicago Middle School teacher, said he has been a part of the community for the past 35 years. He is a military veteran. He said when looking at statistics provided by the State, the children who start out behind never get a chance to catch up. Educare will help them have skills for school. He said one way or another; money will be spent on these children.

8) Paul Stephanides, School District 33, 24 West Cass Street, 5th Floor, Joliet, said he is the attorney for District 33, and he was there to answer questions. He said the School Board approved the sale of this property on July 15, 2010.

9) Bruce Knowlton, 236 E. York Avenue, West Chicago, said he is the parent of two children in District 33. He is grateful for the Mayor and city council for looking out for the little ones. He said it was fortunate to receive this private money since the State cannot. Programs like this do a lot of good in the community and the children become productive members of society. One reason West Chicago was chosen as a site was because of its good leadership.

10) Bob Vishanoff, 1505 Fieldcrest, West Chicago, 60185, thanked the City for its support of Educare. His child had needed help early on and he saw improvement. This will be the same for the 150 children a year at Educare.

11) Ed Leman, Superintendent, West Chicago Elementary School District 33, 312 E. Forest, West Chicago, said operation of the program would not come from local funds, but from private funds with some state and federal money. Tax money will be used to purchase the property. The “ghost” of past attitudes should be dispelled from Educare. West Chicago has a history of having foreigners come to provide good labor and spend money for shelter and other necessities.

12) Gary Fitzenreider, 0N724 Indian Knoll, West Chicago, did not speak, but completed a Public Participation Form indicting his position as against Educare.

13) Matthew Kitzmiller, 0N724 Indian Knoll Road, did not speak, but completed a Public Participation Form indicating his position as against Educare.

14) Dan Balzer, 640 Hillview Court, West Chicago, said his children attend District 33. He thanked the Mayor and City Council for considering this proposal. He concurred with his colleagues, neighbors, and friends that this is a benefit for the community. There may be some risks and concerns about the location, but people must look at the bigger picture.

6. Correspondence and Announcements.

The City Clerk read a July 26, 2010, letter from the Gustafson Family Foundation, signed by Allen Gustafson, Board trustee, providing information on the origins of the Gustafson Family Foundation, and its interest in Educare.

The City Clerk read an August 2, 2010, letter from District 6, DuPage County Board member Dirk Enger, expressing his support for the Educare project in West Chicago. The Mayor said Representative Enger called and said he could not be here this evening as he was in Carol Stream dealing with the flooding issues.

Alderman Stout announced that *National Night Out* would be held tomorrow evening at Reed-Keppler Park. She urged everyone to attend.

Upcoming Meetings. The Mayor announced the following meetings.

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| - August 3, 2010 | Plan Commission/Zoning Board of Appeals (cancelled) |
| - August 4, 2010 | Finance Committee (6:30 pm) |
| - August 5, 2010 | Infrastructure Committee |
| - August 9, 2010 | Development Committee |

7. Corporate Disbursement Report. Alderman Connelly made a motion, seconded by Alderman Radkiewicz, to approve the August 2, 2010, Corporate Disbursement Report in the amount of \$ 1,368,187.05. Voting Yea: Aldermen Chassee, Beifuss, Monroe, James Smith, Radkiewicz, Pineda, Dimas, John Smith, Connelly, Stout, Dzierzanowski, and Fuesting. Voting Nay: 0. Alderman Murphy abstained. Motion carried.

8. Consent Agenda – Consideration of an Omnibus Vote.

* **Development Committee:** No report

* **Infrastructure Committee:** No report

* **Public Affairs Committee:** Alderman Chassee read and explained the following items:

A. Approve – St. Mary’s Annual Festival Closure of City Streets – Scheduled for Sunday, August 15, 2010

B. Approve – Use of City Streets and In-Kind Services for the Community High School Homecoming Parade – Scheduled for Friday, September 24, 2010

C. Approve – Discharge of Fireworks within the City for the Wheaton Academy Homecoming Game – Scheduled for Friday, October 8, 2010

D. Approve – Frosty Fest Hours of Operation; Closure of City Streets, In-Kind Services and Parade Route – Scheduled for Saturday, December 4, 2010

Alderman Chassee made a motion, seconded by Alderman Monroe, to adopt the items on the consent agenda. Voting Yea: Aldermen Chassee, Beifuss, Monroe, James Smith, Radkiewicz, Pineda, Dimas, Murphy, John Smith, Connelly, Stout, Dzierzanowski, and Fuesting. Voting Nay: 0. Motion carried.

* **Finance Committee:** No report

* **Items Not Sent to Committee:** The Mayor read and explained the following items:

E. Approve – City Council Meeting Minutes of July 19, 2010

F. Resolution 10-R-0072 – A Resolution Authorizing the Mayor to Execute a Professional Engineering Services Agreement for the Establishment of a New **Quiet** Zone along the CN Railway Line through the City of West Chicago with Patrick Engineering

Alderman Dzierzanowski made a motion, seconded by Alderman Dimas, to adopt those items on the consent agenda. During discussion, the City Clerk said per Alderman Beifuss, in item 9.D. of the July 19, 2010, minutes, the second maker of the motion should be Alderman Pineda, not Alderman Beifuss. Voting Yea: Aldermen Chassee, Beifuss, Monroe, James Smith, Radkiewicz, Pineda, Dimas, Murphy, John Smith, Connelly, Stout, Dzierzanowski, and Fuesting. Voting Nay: 0. Motion carried.

9. Reports by Committees.

A. Ordinance 10-O-0068 – An Ordinance Authorizing the Execution of an Agreement to Sell Municipally Owned Real Estate to the Board of Education of West Chicago School District #33

Resolution 10-R-0066 – A Resolution Approving the Educare Consolidation Plat

Ordinance 10-O-0063 – An Ordinance Rezoning Land from the ER-1 Estate Residential District to the R-3 Single Family Residence District on the East Side of Pearl Road at the Intersection of Forest Avenue

Ordinance 10-O-0064 – An Ordinance Granting a Special Use for a School at 851 Pearl Road

Ordinance 10-O-0066 – An Ordinance Granting a Special Use to Landbank Required Off-Street Parking – 851 Pearl Road – Educare of West DuPage

Ordinance 10-O-0067 – An Ordinance Granting Deviations for Storm Sewer at 851 Pearl Road – Educare of West DuPage

Alderman Pineda made a motion, seconded by Alderman Beifuss, to adopt Ordinance 10-O-0068, Resolution 10-R-0066, Ordinance 10-O-0063, Ordinance 10-O-0064, Ordinance 10-O-0066, and Ordinance 10-O-0067. During discussion, Alderman Beifuss provided a summary of each ordinance and the resolution. Alderman John Smith said he had been critical of the program, but looking at the statistics, and with the information provided about the funding by Dr. Leman, he will vote in favor. He is counting on the program diminishing, rather than having more taxes imposed, if the funds were to disappear,

Alderman Fuesting said it is a privilege to be part of this City Council and see the wisdom of its actions. He spent six years in the District Attorney's office working with juveniles, and he sees Educare as a positive thing. Negative impacts must be considered, but this is very important and he intends to support it.

Voting Yea: Aldermen Chassee, Beifuss, Monroe, James Smith, Radkiewicz, Pineda, Dimas, Murphy, John Smith, Connelly, Stout, Dzierzanowski, and Fuesting. Voting Nay: 0. Motion carried.

Alderman Murphy made a motion, seconded by Alderman Chassee, to reconsider the vote. City Attorney Dickson explained that a no vote would mean there would be no reconsideration while a yes vote would bring the matter back to the floor for a second time to vote upon it again. Voting Yea: 0. Voting Nay: Aldermen Chassee, Beifuss, Monroe, James Smith, Radkiewicz, Pineda, Dimas, Murphy, John Smith, Connelly, Stout, Dzierzanowski, and Fuesting. Motion failed.

10. Unfinished Business. None

11. New Business. None

12. Mayor's Comments. The Mayor thanked the public, whether or not they were for or against Educare, for voting to trust in West Chicago and District 33 for making this project happen. As a resident in of the community, he looks forward to seeing the success of this project. He said many lives would have been better if this program had been around years ago. This is a project that really belongs in West Chicago. There may be risk, but this community has always been on the cutting edge. It is the best kept secret in DuPage County, but the secret is coming out and people come here to find out why we are successful. He thanked the aldermen for taking the time and abuse regarding this project. He said they did the right thing and he appreciates each and every one of them for doing so.

The Mayor said tomorrow is National Night Out. This is a going away party for crime in West Chicago. The Mayor said he would be there and he hoped everyone else would be too.

13. Executive Session. There was no executive session.

14. Items to be Referred for Final Action from Executive Session. Not applicable.

15. Adjournment. At 7:55 pm, Alderman Chassee made a motion, seconded by Alderman Stout, to adjourn. Motion was carried by voice vote.

Respectfully submitted,

Nancy M. Smith
City Clerk